

1 THE HONORABLE RICHARD A. JONES
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 SEATTLE

10 AEGEAN MARINE PETROLEUM S. A.,

11 Plaintiff,

12 v.

13 M/V KAVOS PLATANOS, etc., et al.,

14 and

15 Certain Bunkers on board the M/V KAVO
16 PLATANOS,

17 Defendants *in rem*,

18 and

19 CANPOTEX SHIPPING SERVICES LTD.
20 (CSSL), et al.,

21 Defendants and Garnishee.

22 IN ADMIRALTY

23 CASE NO.: 2:15-cv-00172-RAJ

24 JOINT MOTION FOR ORDER FOR LEAVE
25 OF COURT TO DEPOSIT FUNDS IN
26 COURT, PURSUANT TO FED. R. CIV. P.
67, AND ON DEPOSIT, FOR THE
RELEASE OF THE VESSEL M/V KAVO
PLATANOS AND BUNKERS FROM
ARREST AND ATTACHMENT

27 **HEARING DATE: FEBRUARY 20, 2015**

28 The parties jointly move for a stipulated order, pursuant to FED. R. CIV. P. 67,
29 providing for the deposit in the Court's registry of funds to secure release from arrest and
30 attachment of the vessel M/V KAVO PLATANOS and her bunkers (collectively, "the
31 Vessel"), and for release of the Vessel. The rule provides as follows:

32 Rule 67. Deposit into Court

33 (a) Depositing Property. If any part of the relief sought is a money judgment or the
34 disposition of a sum of money or some other deliverable thing, a party—on
35 notice to every other party and by leave of court—may deposit with the court
36 all or part of the money or thing, whether or not that party claims any of it. The

37 STIPULATED MOTION FOR ORDER FOR FUNDS
38 DEPOSIT AND FOR RELEASE OF VESSEL - 1
39 CASE NO. 2:15-cv-00172-RAJ
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1 depositing party must deliver to the clerk a copy of the order permitting
2 deposit.

3 FED. R. CIV. P. 67(a).

4 The parties jointly make this motion, and each consents and does not oppose the
5 motion. Specially Appearing Defendant Canpotex Shipping Services Limited will be making
6 the deposit of USD 494,013.00 (“the Security Amount”) as security for the release of the
7 Vessel from arrest and attachment. The parties jointly request that, upon Order of the Court,
8 the Vessel be released from arrest and attachment. A proposed order, to which the parties
9 have stipulated, is submitted herewith.

10 Dated this 20th day of February, 2015.

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STIPULATED MOTION FOR ORDER FOR FUNDS
DEPOSIT AND FOR RELEASE OF VESSEL - 2

CASE NO. 2:15-cv-00172-RAJ

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